

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#3

In re Application of:	Fish et al.	Examiner:	TBD
PCT Serial No:	PCT/IL02/01040	Art Unit:	TBD
35 U.S.C. § 371 date:	TBD		
For:	<i>Novel Device, System and Method For Fluorescence Detection</i>	Attorney Docket No.:	ISA-027.01

Mail Stop PCT DO/EO/US
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Submitted herewith on PTO Form 1449 is a listing of documents known to Applicants and/or their attorney in compliance with the requirements of 37 C.F.R. §§ 1.56 and 1.97. Copies of the listed U.S. patent documents are not submitted, pursuant to 1276 OG 55, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.* Copies of other references are submitted herewith.

This Information Disclosure Statement is being submitted with the filing of this application; therefore, no fee is due.

Applicants respectfully request that the Examiner consider the listed documents and indicate that each was considered by making appropriate notations on the attached Form SB-8a.

This submission does not represent that a search has been made or that no better art exists. *See* 37 C.F.R. § 1.97(g). Nor does it constitute an admission that the listed documents are material or constitute "prior art." *See* 37 C.F.R. § 1.97(h). If the Examiner applies the cited documents as prior art against any claim in this application or

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related application and Applicants determine that the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of said document.

Applicants further reserve the right to take appropriate action to establish the patentability of claims over the listed documents, should the cited documents be applied against the claims of the present application or related applications.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account, **No. 06-1448**.

Respectfully submitted,
FOLEY HOAG LLP



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Dated: June 25, 2004

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Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION <i>(Use several sheets if necessary)</i>		Docket Number (Optional) ISA-027.01	Application Number 107500186 #3
		Applicant Fish et al.	
		Filing Date	Group Art Unit

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
AA	3,814,939	06/04/74	Parker et al.	250	373	04/25/73
AB	6,287,871 B1	09/11/01	Herron et al.	436	172	03/19/97

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

OTHER DOCUMENTS*(Including Author, Title, Date, Pertinent Pages Etc.)*

AC	Lateral-flow assays: Designing for automation, retrieved from http://www.devicelink.com/ivdt/archive/99/05/001.html on June 16, 2004.
AD	Concurrent engineering for lateral-flow diagnostics from http://www.devicelink.com/ivdt/archive/99/11/009.html on June 16, 2004.

EXAMINER		DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.